

**MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF BARRINGTON
Monday, January 12, 2004**

CALL TO ORDER

The Regular Meeting of the President and Board of Trustees was called to order by Connor Meeks on behalf of President Reagle at 8:00 p.m., in the Village Board Room, 200 South Hough Street, Barrington, Illinois. Reverend Daniel Spike of the Presbyterian Church of Barrington lead the pledge of allegiance and gave the invocation.

ROLL CALL

Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle. Also present were: Village Clerk Ron Koppelman, Director of Administrative Services Denise Pieroni, and Village Attorney Ed Springer.

READING OF AGENDA

President Reagle read the Agenda.

PRESENTATION

Chief Arie presented a Certificate of Recognition to Connor Meeks for Action that Prevented Further Damage in a House Fire.

Trustee Raseman made special mention of the Village of Inverness President and Trustees in Recognition of Their Donation to Barrington Memorial Park and Public Safety Memorial.

The Oath of Office was administered by Village Clerk Ron Koppelman to Police Officers Michelle Stevens and Jeffrey Risner.

PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN'S REGISTRATION/COMMENTS

President Reagle opened the floor to those wishing to address the Corporate Authorities.

Patricia Cross of 420 W Hillside commented on a copy of a letter that she received regarding the Jewel Tea Property. Ms. Cross highlighted portions of the letter that underscored support by the National Trust for the preservation of the Jewel Tea building. Ms. Cross concluded by providing background on the National Trust including their efforts locally to preserve historic buildings and their funding sources, noting that she felt it important for residents and the Board to know that Barrington is on the national map for historic places.

Nate Casement of 145 Aberdoor commented on the recent development in downtown Barrington and remarked that his retail business had a record year in 2003. He thanked the Board and staff for all their efforts. He noted that the Village should continue to pursue additional off-street options, noting that additional parking is needed in order to attract the right kinds of retail businesses to the downtown. He also commented on the positive support provide to the Wellness Plan by both the Police and Fire Departments.

REPORTS OF VILLAGE OFFICIALS

VILLAGE PRESIDENT'S REPORT

President Reagle read a proclamation by Governor Rod Blagoavich declaring January 19th as Martin Luther King Day and urged residents to mark the occasion by volunteering service to their community.

President Reagle asked all residents to begin a telephone campaign to persuade the Barrington Historical Society to drop their lawsuit to preserve the Jewel Tea Building. President Reagle went on to read emails from residents expressing opinions that the Jewel Tea Building does not meet the criteria to warrant a listing on the National Register of Historic Places.

STAFF REPORTS

Director of Administrative Services Denise Pieroni reminded the Board that the January 13, 2004 Joint meeting of the COW and the Plan and Architectural Review Commissions regarding the Historic Preservation Overlay District was being held at the Public Safety Building. With regret, she then announced the resignation of Debbie DeJaynes effective January 29th, noting that Debbie had accepted a position as Assistant Director of Human Resources with a University in Bloomington, Illinois.

VILLAGE CLERK'S REPORT

Village Clerk wished the Board a Happy New Year.

COMMITTEE REPORTS

ADMINISTRATIVE SERVICES/FINANCE COMMITTEE

Trustee Darch reported that the Committee reviewed statements that represented almost \$33,000.00 in legal costs to the Village and were recommending their payment with the exception of the November statement submitted by Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C., noting that this statement had been set aside. Trustee Darch commented on rising legal costs which are the result of a number of issues including litigation surrounding the Jewel Tea Property which is over \$11,000.00 as well as the recent lawsuit brought by President Reagle which has incurred costs from Klein, Thorpe, and Jenkins exceeding \$10,000.00.

Trustee Darch commented that sales tax receipts for October 2003 were 20% higher than sales tax receipts for October 2002. She also noted that cash and investments were also up in 2003 by \$2.0 million dollars when compared to the same period in 2002. She closed by saying that the Committee expects that the Village budget would end the year in a positive or balanced position.

PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Trustee Yeagley reported that PZED had not met but would be meeting on January 20th.

PUBLIC SAFETY COMMITTEE

Trustee Hunt reported that Public Safety had not met. He advised the Board that his meeting with a representative of the Barrington Countryside Fire Protection District regarding staffing of the new fire station was positive.

PUBLIC WORKS COMMITTEE

Trustee Schaefer reported that the Public Works Committee had not met and would be meeting in February.

CONSENT AGENDA Pursuant to 65 ILCS 5/3.1-40-40, a single roll call vote of the Village Board of Trustees and the President on a group of ordinances, resolutions, orders, and/or motions.

President Reagle asked if anyone wished to have any items removed from the Consent Agenda. None were noted.

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Hunt to adopt and create a Consent Agenda, consisting of Items 5a, 5b, 5c, 5d, and 5e.

For the benefit of the public, President Reagle listed the following items to be included on the Consent Agenda.

- 5a. RESOLUTION #04-2934:** Authorizing a Waiver of Competitive Bids and Approving the Solicitation of a Proposal for the Purchase of One (1) New Street Sweeping Machine
- 5b. MOTION TO RECEIVE AND PLACE ON FILE** a recommendation from the Zoning Board of Appeals (ZBA 03-12) regarding a special use permit for a restaurant with a drive-through facility (Wight Frost, Inc.)
- 5c. MOTION TO RECEIVE AND PLACE ON FILE** a recommendation from the Architectural Review Commission (ARC 03-18) regarding a certificate of approval (Wight Frost, Inc.)
- 5d. MOTION TO RECEIVE AND PLACE ON FILE** a recommendation from the Zoning Board of Appeals (ZBA 03-13) regarding a special use amendment and sign variations (Marathon Oil Corporation)

5e. MOTION TO RECEIVE AND PLACE ON FILE a recommendation from the Architectural Review Commission (ARC 03-23) regarding a certificate of approval (Marathon Oil Corporation)

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion to adopt and create the Consent Agenda passed unanimously.

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Darch to approve the Consent Agenda consisting of Items 5a, 5b, 5c, 5d, and 5e.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

NEW BUSINESS

6a. ORDINANCE #04-3113: Granting a Special Use Permit for a Restaurant with a Drive-Through Facility (RE: Wight Frost, Incorporated, 233 West Northwest Highway, Barrington ZBA 03-12)

Jeff O'Brien made a presentation on Agenda Items 6a, 6b and 6c relating to a petition to develop a "Chill and Grill" restaurant in the facility recently vacated by the Burger King franchise. He noted that the proposed Ordinance has been changed from specifying "total demolition" to "partial demolition". George Wight, the Petitioner, commented on the extent of the renovation of the property and the start date of the project as well as the traffic implications based on having an additional drive through facility in the area. Mr. O'Brien went on to comment on the traffic study. Trustee Schaefer thanked the Petitioner for accommodating the request to limit the amount of upward lighting and asked about the setback variation.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, Ordinance #04-3113.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6b. ORDINANCE #04-3114: Granting a Variation Associated with a Restaurant with a Drive-Through Facility (Permitting a Reduction for the Required Setback) (Re: ZBA 03-12; 233 West Northwest Highway: Wight-Frost, Incorporated)

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to pass, as presented, Ordinance #04-3114

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6c. RESOLUTION #04-2935: ARC 03-18: Wight-Frost, Incorporated (233 West Northwest Highway) Certificate of Approval

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, Resolution #04-2935

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6d. ORDINANCE #04-3115: Amendment to Ordinance No. 1142 (As Amended by Ordinance No. 1980) Special Use – Property of Mobil Oil Corporation, Located on the Corner of Main Street and Northwest Highway (RE: ZBA 03-13; Marathon Oil; 504 East Main Street)

Jeff O'Brien commented on the Petitioner's request to modify service bays and to expand the convenience store retail space as well as the request for a variation and corrected a typographical error removing language that a restaurant would be located on the property. Trustee Raseman requested to see elevation as well as landscaping and signage plans which were provided by the Petitioner. Trustee Schaefer asked about the sightlines relative to the signage and Mr. O'Brien commented that the sight lines would not be obscured by the sign.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Raseman to pass, as presented, Ordinance #04-3115

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6e. ORDINANCE #04-3116: Granting a Variation Associated with a Gas Station Including a Convenience Mart (Permitting a Reduction for the Required Setback) (RE: ZBA 03-13; 504 East Main Street: Marathon Oil)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, Ordinance #04-3116

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6f. ORDINANCE #04-3117: Granting a Variation Associated with a Gas Station Including a Convenience Mart (Permitting an Additional Sign) (RE: ZBA 03-13; 504 East Main Street: Marathon Oil)

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Darch to pass, as presented, Ordinance #04-3117

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6g. RESOLUTION #04-2936: ARC 03-23: Marathon Oil (504 East Main Street) Certificate of Approval

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Schaefer to pass, as presented, Resolution #04-2936

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6h. ORDINANCE #04-3118: Second Amendment to Planned Development Ordinance No. 98-2829 for the Garlands of Barrington Senior Living Project

Jim Wallace commented on the changes to the plan as a result of the decision to bifurcate the on-site and off-site changes. Mr. Wallace went on to comment that the implication of the number of units that will be added to the Garlands relative to the Affordable Housing Act cannot be determined at this time due to the number of factors in the Affordable Housing Act that have yet to be decided. Trustee Yeagley expressed her intent to vote against the Amendment on the grounds that the number of living units would result in an increase in traffic. Mr. Wallace responded that the traffic study suggested that the change in traffic patterns would be negligible based on the reduction in beds in other elements of the project relative to the increase in living units. Trustee Schaefer commented that the bus service provided by the Garlands would further offset traffic generated by the change.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to pass, as presented, Ordinance #04-3118

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

PAYMENT OF BILLS:

Warrants' List – 1/12/04 - \$ 376,202.12 (2003 General)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to approve the payment of the bills included on the voucher listing for the period ending 01/12/04 in the amount of \$376,202.12.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

Warrants' List – 1/12/04 - \$ 771.09 (2003 ComEd)

MOTION: A motion was duly made by Raseman and seconded by Trustee Darch to approve the payment of the bills included on the voucher listing for the period ending 01/12/04 in the amount of \$771.09.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, recused; Trustee Daluga, aye. President Reagle declared the motion passed.

Warrants' List – 1/12/04 - \$24,174.84 (2004 General)

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to approve the payment of the bills included on the voucher listing for the period ending 01/12/04 in the amount of \$24,174.84.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

Warrants' List – 1/12/04 - \$4,427.70 (Harris)

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Daluga to approve the payment of the bills included on the voucher listing for the period ending 01/12/04 in the amount of \$4,427.70.

ROLL CALL: Trustee Darch, recused; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

Warrants' List – 12/31/03 - \$13,183.81 (125 Reimbursement)

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Yeagley to approve the payment of the bills included on the voucher listing for the period ending 01/12/04 in the amount of \$13,183.81.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

COMMENTS – “ROUND THE TABLE”

Trustee Darch thanked Public Works for their work on snow removal and holiday tree pickup. Trustee Darch also commented on the resignation of Debra DeJaynes and wished her luck in her new opportunity.

Trustee Schaefer thanked Mr. Casement for his remarks and thanked him for his positive words regarding the Board.

Trustee Raseman congratulated the Barrington Chamber of Commerce on their anniversary. Trustee Raseman expressed her disappointment over the recent departure of some businesses but commented that she is pleased to see recent developments coming to closure. Trustee Raseman concluded by wishing Debra DeJaynes the best of luck.

Trustee Yeagley stated that she supports President Reagle's comments on efforts to persuade the Barrington Historical Society to drop the lawsuit and urged residents to write to the National Register to let them know that the majority of residents voted for open space.

Trustee Hunt thanked Mr. Casement for his comments on the positive points of being a merchant in Barrington and wished Debra DeJaynes the best of luck.

Trustee Daluga thanked Debra DeJaynes and welcomed Marathon and Dairy Queen and thanked them for making an investment in Barrington.

President Reagle thanked the Board for their support on the pro-business items on the Agenda.

CONSIDERATION RE: Motion to Adjourn to Closed Session Personnel (5ILCS 120/2 (c) (1), Litigation (5ILCS 120/2(c)(11), Land Acquisition (5ILCS 120/2 (c) (5), Collective Negotiating Matters (5ILCS 120/2 (c) (2).

MOTION: Trustee Hunt moved, seconded by Trustee Daluga, that the Corporate Authorities adjourn to Closed Session for the purpose of the consideration of appointment, employment, compensation, discipline performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity, pursuant to Chapter 5 ILCS 120/2(c)(1).

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed unanimously.

RESUMPTION OF PUBLIC PORTION OF MEETING

The public portion of the meeting resumed at 11:00 p.m., Monday, January 12, 2004.

It was noted for the record that all Trustees and the Village President who were present prior to the start of the closed session were still present.

DISCUSSION Relative to Letter and Resolution Submitted by Barrington Countryside Fire Protection District (BCFPD) was not addressed.

ADJOURNMENT

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Raseman to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 11:02 p.m., Monday, January 12, 2004.

Ron Koppelman, Village Clerk